

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
MONDAY, MAY 19, 2003**

SPECIAL ORDERS OF BUSINESS

ITEM-S400: San Diego Gulls Day.

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1382)

Recognizing the San Diego Gulls for an impressive and exciting 2002-2003 season and for winning their fifth Taylor Cup;

Proclaiming May 19, 2003 to be “San Diego Gulls Day” in the City of San Diego.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTIONS:

ITEM-S401: In the Matter of an Extension of the 90-Day "Good Faith" Negotiating Period Set Forth in the 1995 Agreement for the Partial Use and Occupancy of Qualcomm Stadium Between the City of San Diego and the San Diego Chargers.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1372)

Authorizing and directing the City Manager to execute the Supplement Number Three to the Agreement.

SUPPORTING INFORMATION:

Under the terms of the 1995 Agreement for the Partial Use and Occupancy of Qualcomm Stadium, the San Diego Chargers delivered to the City a "Renegotiation Notice" on March 4, 2003. The delivery of that notice commenced a 90-day period during which the City and Chargers are required to negotiate in good faith regarding certain terms of the 1995 Agreement. The current 90-day negotiating period will expire on June 2. The City is assessing the validity of the notice, and has not waived its right to contest its validity.

On March 18, 2003, the City Council adopted Resolution No. R-297734 which directed a City negotiating team to meet with the Chargers pursuant to the delivery of the Renegotiation Notice and pursuant to the recommendations set forth in the final report from the Citizens Task Force on Chargers Issues. The proposed extension will permit the City and the Chargers to continue the current discussions within the framework of the "good faith" negotiating process.

The proposed extension is embodied in a Supplement Number Three to the 1995 Agreement, and would extend the current 90-day period to 180 days. If the extension is approved, the negotiating period would expire on August 31, 2003. The City is also continuing its analysis of certain legal issues as directed in Resolution No. R-297734, and the proposed Supplement Number Three does not affect the City's rights under the 1995 Agreement.

Herring/Girard